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Serial Number: 09/923,891 Docket Number: 31132.69

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Pedro Philogene

Group Art Unit: 3732

Customer No.: 000027683

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In re application of: § Bryan, et al. Serial No.: 09/923,891 Filed: August 7, 2001 Method and Apparatus for For:

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450 MAIL STOP NON-FEE AMENDMENT

Stereotactic Implanatation

Dear Sir:

In response to the Office action mailed August 13, 2003, applicant hereby elects, with Tavesse, Group VII - claims 128-138 & 202-205. Applicant's election is made with traverse on the grounds that all claims could be done with one search.

nearly action on the merits is respectfully requested.

Respectfully submitted,

David M. O'Dell

Registration No. 42,044

Dated: September 4, 2003 HAYNES AND BOONE, LLP 901 Main Street, Suite 3100 Dallas, Texas 75202-3789 Telephone: 972-739-8635 Facsimile: 972-692-9118

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.